THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.10302 OF 2006

ORAL ORDER:

The writ petitioner herein was appointed as the authorized dealer in respect of a fair price of Korrapativaripalem village, Tallur Mandal, Prakasam District vide proceedings of the Revenue Divisional Officer, Kandukur dated 26.10.2005. Aggrieved by the same, the 4th respondent herein preferred an Appeal before the 2nd respondent. After hearing both the parties, the said Appeal was allowed and the matter was remanded to the Revenue Divisional Officer, Kandukur, to verify the antecedents of the candidates as per Para-3 and Para-12 (xvii) of the guidelines issued in G.O.Ms.No.53, dated 6.10.2003 and pass appropriate orders and directing further that till then, the Fair Price Shop shall be attached to any other dealer holding a valid authorisation. Aggrieved by the said order dated 17.4.2006, the petitioner preferred a Revision Petition before the 1st respondent-District Collector, and alleging that the District Collector has not disposed of the Revision Petition and no orders have been passed even on his application for stay, this writ petition has been filed.

This Court while directing notice to the respondents, by order, dated 23.5.2006, suspended the proceedings of the 2nd respondent dated 17.4.2006, which has been in operation throughout.

I have heard the learned counsel for the petitioner as well as the learned counsel appearing for the 4th respondent and the learned Government Pleader appearing for respondents 1 to 3.

Since, admittedly, the Revision Petition is pending before the 1st respondent, it is neither necessary nor proper for this Court to express any opinion as to the correctness or otherwise of the

order passed by the 2nd respondent dated 17.4.2006. Instead, I deem it appropriate to dispose of the writ petition with a direction to the 1st respondent to dispose of the Revision Petition pending on his file and pass appropriate orders after hearing both the parties, in accordance with law, as expeditiously as possible, preferably within a period of four weeks from the date of receipt of a copy of this order. Till such time, the impugned order dated 17.4.2006 shall not be given effect to. No costs.

(G. ROHINI).

13th July, 2007.
Issue CC in three days.
Kgr

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.10302 OF 2006

13th July, 2007.

Between:

Pulipati Leela. .. Petitioner.

And

District Collector (Civil Supplies),
Prakasam District, Ongole and others. .. Respondents.